

The opinion in support of the decision being entered today was *not* written for publication and is *not* binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte SATOSHI HIROSAWA, KOHKI TOKUHARA, KEN MAKITA, and
HIROSHI NAGATA

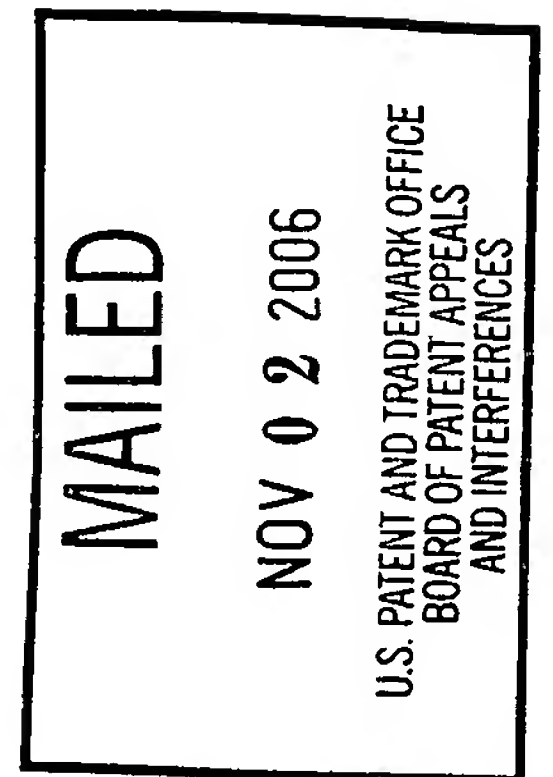
Application 10/634,856
Technology Center 1700

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on October 25, 2006. A review has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below:

APPEAL BRIEF

Appellants filed an Appeal Brief which was received by the USPTO on April 12, 2006. The following sections are either missing or lack required content:



Application 10/634,856

Summary of Claimed Subject Matter

The content provided under the section “Summary of Claimed Subject Matter,” is not commensurate in scope with 37 C.F.R. § 41.37(c)(1)(v) because the content does not give a concise explanation of the subject matter defined in each of the independent claims involved in the appeal.

Evidence and Related Proceedings Appendices

Two required headings are not present in the Appeal Brief received by the USPTO on April 12, 2006. The headings are:

Evidence Appendix as required by 37 C.F.R. § 41.37(c)(1)(ix);
and the

Related Proceedings Appendix as required by 37 C.F.R. § 41.37(c)(1)(x).

Correction is required.

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

- (1) instruct Appellants to provide a Supplemental Appeal Brief which fully complies with 37 C.F.R. § 41.37(c)(1)(v), (c)(1)(ix), and (c)(1)(x);
- (2) have said Supplemental Appeal Brief made a part of the Image File Wrapper (IFW) Official record;

and

- (3) for such further action as may be appropriate.

Application 10/634,856

BOARD OF PATENT APPEALS
AND INTERFERENCES

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